



PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

Cheng et al.

***Application No.:** 09/925,356

Filed: August 9, 2001

For: PROCESS OF FORMING FIELD
EMISSION ELECTRODE FOR
MANUFACTURING FIELD EMISSION

Group: Not Yet Known

Examiner: Not Yet Known

Our File: DEE-PT028

Date: August 24, 2001

**COMMUNICATION PURSUANT TO 37 C.F.R. §1.31(c)
CORRECTING ENTITY STATUS**

Commissioner for Patents
Washington, D.C. 20231

Sir:

The above-identified application was filed in good faith claiming small entity status, but it has now been discovered that the claim was erroneously made. Applicants' Assignee

§1.31(c).

There was a miscommunication between Applicants' U.S. counsel and Applicants' Taiwanese counsel which lead Applicants' U.S. counsel to believe that small entity status was appropriate. Applicants' U.S. counsel has now been advised that the claimed small entity status is not correct and has taken this immediate action to remedy same pursuant to the

provisions of 37 C.F.R. §1.31(c).

Adjustment date: 08/29/2001 TGEDAMU1
08/13/2001 TGEDAMU1 00000034 09925356
01 FC:201 -355.00 OF
02 FC:202 -40.00 OF

08/29/2001 TGEDAMU1 00000003 09925356

01 FC:101
02 FC:102

710.00 DP
80.00 DP

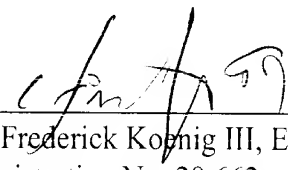
Applicant: Cheng et al.
Application No.: 09/925,356

If there are any questions concerning this issue, please contact the undersigned.

Respectfully submitted,

Cheng et al.

By


C. Frederick Koenig III, Esquire
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CFK/fap



Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/925,356	
	Filing Date	August 9, 2001	
	First Named Inventor	Cheng et al.	
	Group Art Unit	Not Yet Known	
	Examiner Name	Not Yet Known	
Total Number of Pages in This Submission	5	Attorney Docket Number	DEE-PT028

ENCLOSURES <i>(check all that apply)</i>		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i>	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i>
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i>
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Communication Re Entity Status (2 pgs.)
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

Firm or Individual name	C. Frederick Koenig III, Esquire Volpe and Koenig, P.C.	Reg. No. 29,662
Signature		
Date	August 24, 2001	

CERTIFICATE OF MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date		
August 24, 2001		
Typed or printed name	C. Frederick Koenig III, Esquire	
Signature		Date
		August 24, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231



Volpe and Koenig, P.C. Revision of PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL
for FY 2001**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 395.00

Complete if Known

Application Number	09/925,356
Filing Date	August 9, 2001
First Named Inventor	Cheng et al.
Examiner Name	Not Yet Known
Group Art Unit	Not Yet Known
Attorney Docket No.	DEE-PT028

METHOD OF PAYMENT

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	22-0493
Deposit Account Name	Volpe and Koenig, P.C.

- ☒
- Charge Any Deficiency or Credit any Overpayment in the Total Fees Associated with this Communication

☐ Applicant claims small entity status. See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
		101 710	201 355	Utility filing fee	
		106 320	206 160	Design filing fee	
		107 490	207 245	Plant filing fee	
		108 710	208 355	Reissue filing fee	
		114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$) 0

2. EXTRA CLAIM FEES

	Extra Claims	Fee from below	Fee Paid
Total Claims			
Independent Claims			
Multiple Dependent			

Large Entity Small Entity

103 18 203 9	Claims in excess of 20
102 80 202 40	Independent claims in excess of 3
104 270 204 135	Multiple dependent claim, if not paid
109 80 209 40	** Reissue independent claims over original patent
110 18 210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65			Surcharge - late filing fee or oath	
127 50	227 25			Surcharge - late provisional filing fee or cover sheet	
139 130	139 130			Non-English specification	
147 2,520	147 2,520			For filing a request for <i>ex parte</i> reexamination	
112 920*	112 920*			Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*			Requesting publication of SIR after Examiner action	
115 110	215 55			Extension for reply within first month	
116 390	216 195			Extension for reply within second month	
117 890	217 445			Extension for reply within third month	
118 1,390	218 695			Extension for reply within fourth month	
128 1,890	218 945			Extension for reply within fifth month	
119 310	219 155			Notice of Appeal	
120 310	220 155			Filing a brief in support of an appeal	
121 270	221 135			Request for oral hearing	
138 1,510	138 1,510			Petition to institute a public use proceeding	
140 110	240 55			Petition to revive - unavoidable	
141 1,240	241 620			Petition to revive - unintentional	
142 1,240	242 620			Utility issue fee (or reissue)	
143 440	243 220			Design issue fee	
144 600	244 300			Plant issue fee	
122 130	122 130			Petitions to the Commissioner	
123 50	123 50			Processing fee under 37 CFR 1.17(q)	
126 180	126 180			Submission of Information Disclosure Stmt	

146 710	246 355	Filing a submission after final rejection (37 CFR § 1.129(a))	
143 710	249 355	For each additional invention to be examined (37 CFR § 1.129(b))	
179 710	279 355	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify) Large Entity Fee Deficiency

395.00

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 395.00

SUBMITTED BY

Name (Print/Type) C. Frederick Koenig III, Esquire

Registration No. (Attorney/Agent)

29,662

Signature

Complete (if applicable)

Telephone 215-568-6400

Date August 24, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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